>>> "Hindus, Michael S." <michael.hindus@pillsburylaw.com> 10/21/2008 9:43 AM >>>

Thank you for speaking with me today. To clarify the request I made in my letter to the Commissioners dated October 16, 2008, we are requesting only that the Commission add to the regulations in the definition section the definition of external power supply contained in EPAct 2005 and codified at 42 U.S.C. 6291(36)(A):

"The term external power supply means an external power supply circuit that is used to convert household electric current into DC current or lower-voltage AC current to operate a consumer product."

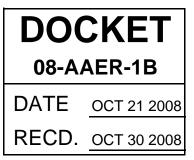
I understand you will discuss this conforming change with CEC legal staff.

As we discussed, we are not seeking a change to the definition of consumer product and the reference to "consumer" in the second to the last paragraph should have been to "consumer product," which is identical in the new CEC regulations to the definition in the federal statutes and codified at 42 U.S.C. 6291(1).

Michael S. Hindus | Pillsbury Winthrop Shaw Pittman LLP Tel: 415.983.1851 | Fax: 415.983.1200

50 Fremont Street | San Francisco, CA 94105-2228

Email: <u>michael.hindus@pillsburylaw.com</u> Bio: <u>www.pillsburylaw.com/michael.hindus</u> <u>www.pillsburylaw.com</u>



The contents of this message, together with any attachments, are intended only for the use of the individual or entity to which they are addressed and may contain information that is legally privileged, confidential and exempt from disclosure. If you are not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this message, or any attachment, is strictly prohibited. If you have received this message in error, please notify the original sender or the Pillsbury Winthrop Shaw Pittman Help Desk at Tel: 800-477-0770 x4860 immediately by telephone or by return E-mail and delete this message, along with any attachments, from your computer. Thank you.

* Internal Revenue Service regulations generally provide that, for the purpose of avoiding federal tax penalties, a taxpayer may rely only on formal written advice meeting specific requirements. Any tax advice in this message does not meet those requirements. Accordingly, any such tax advice was not intended or written to be used, and it cannot be used, for the purpose of avoiding federal tax penalties that may be imposed on you or for the purpose of promoting, marketing or recommending to another party any tax-related matters.